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Attorneys for Defendant
SMITH'S FOOD & DRUG CENTERS, INC.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JAMES ELBERSON,

Plaintiff

vs.

SMITH'S FOOD & DRUG CENTERS, INC.
a Delaware corporation; DOES I-V; and ROE
CORPORATIONS I-V, inclusive,

Defendant

Case No. 2:24-cv-00015-CDS-MDC

**STIPULATION OF DISMISSAL WITH
PREJUDICE**

WHEREAS, counsel for the parties have agreed upon a full and final settlement of this matter;

IT IS HEREBY STIPULATED AND AGREED by and between ZACHARY BALKIN, ESQ. of the law firm LERNER & ROWE INJURY LAWYERS, Attorneys for Plaintiff JAMES ELBERSON, and JERRY S. BUSBY, ESQ., of the law firm COOPER LEVENSON, P.A., Attorneys for Defendant SMITH'S FOOD & DRUG CENTERS, INC., as follows:

1. That the claims herein of Plaintiff JAMES ELBERSON against SMITH'S FOOD & DRUG CENTERS, INC. shall be dismissed with prejudice, each party to bear their own attorney's fees and costs; and

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1 2. That the Court vacate any deadlines or filing dates on the Court's docket.

2 Respectfully submitted this 23rd day of January, 2025.

3 LERNER & ROWE INJURY ATTORNEYS COOPER LEVENSON, P.A.

4 /s/ Zachary Balkin
5 ZACHARY BALKIN, ESQ.
6 Nevada Bar No. 015867
7 4795 South Durango Drive
8 Las Vegas, NV 89147
9 (702) 877-1500
10 Attorneys for Plaintiff
11 JAMES ELBERSON

12 /s/ Jerry S. Busby
13 JERRY S. BUSBY, ESQ.
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18 Attorneys for Defendants
19 SMITH'S FOOD & DRUG CENTERS, INC.

20 Based on the parties' stipulation, this case
21 is dismissed with prejudice, with each party
22 to bear its own costs and fees. The Clerk of
23 Court is kindly instructed vacate all
24 deadlines and to close this case.

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26 _____
27 UNITED STATES DISTRICT JUDGE
28 DATED: January 23, 2025